

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The references cited on attached Form PTO-SB08 are being called to the attention of the Examiner.

- Copies of the cited non-patent and/or foreign references are enclosed herewith.
- Copies of the cited U.S. patents and/or patent applications are enclosed herewith.
- Copies of the cited U.S. patents/patent application publications are not enclosed in accordance with 37 C.F.R. § 1.98(a).
 - Copies of the cited references are not enclosed, in accordance with 37 C.F.R. § 1.98(d), because the references were cited by or submitted to the U.S. Patent and Trademark Office in prior application Serial No. _____ filed _____, which is relied upon for an earlier filing date under 35 U.S.C. § 120.
 - To the best of applicants' belief, the pertinence of the foreign-language references are believed to be summarized in the attached English abstracts and in the figures, although applicants do not necessarily vouch for the accuracy of the translation.

Examiner's attention is drawn to the following co-pending applications:

Serial No. 10/946,638 filed 09/20/04;
Serial No. 11/069,739 filed 03/01/05; and
Serial No. 11/064,367 filed 02/22/05

Other: _____

Submission of the above information is not intended as an admission that any item is citable under the statutes or rules to support a rejection, that any item disclosed represents analogous art, or that those skilled in the art would refer to or recognize the pertinence of any reference without the benefit of hindsight, nor should an inference be drawn as to the pertinence of the references based on the order in which they are presented. Submission of this statement should not be taken as an indication that a search has been conducted, or that no better art exists.

It is respectfully requested that the cited information be expressly considered during the prosecution of this application and the references made of record therein.

FEES

<input checked="" type="checkbox"/>	<p>37 CFR 1.97(b): No fee is believed due in connection with this submission, because the information disclosure statement submitted herewith is satisfies one of the following conditions ("X" indicates satisfaction):</p> <p><input type="checkbox"/> Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d), or</p> <p><input type="checkbox"/> Within three months of the date of entry into the national stage of an international application as set forth in 37 CFR 1.491 or</p> <p><input checked="" type="checkbox"/> Before the mailing date of a first Office Action on the merits, or</p> <p><input type="checkbox"/> Before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114.</p> <p>Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970.</p>
<input type="checkbox"/>	<p>37 CFR 1.97(c): The information disclosure statement transmitted herewith is being filed after all the above conditions (37 CFR 1.97(b)), but before the mailing date of one of the following conditions:</p> <p>(1) a final action under 37 C.F.R. 1.113 or (2) a notice of allowance under 37 C.F.R. 1.311, or (3) an action that otherwise closes prosecution in the application.</p> <p>This Information Disclosure Statement is accompanied by:</p> <p><input type="checkbox"/> A Certification (below) as specified by 37 C.F.R. 1.97(e). Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 19-1970. OR</p> <p><input type="checkbox"/> Please charge Deposit Account 19-1970 in the amount of \$180.00 for the fee set forth in 37 C.F.R. 1.17(p) for submission of an information disclosure statement. Please credit any overpayment or charge any underpayment to Deposit Account 19-1970.</p>

37 CFR 1.97(d): This Information Disclosure Statement is being submitted after the period specified in 37 CFR 1.97(c).

This information Disclosure Statement includes a Certification (below) as specified by 37 C.F.R. 1.97(e)
AND

Applicants hereby requests consideration of the reference(s) disclosed herein. Please charge Deposit Account 19-1970 in the amount of \$180.00 under 37 C.F.R. 1.17(p). Please credit any overpayment or charge any underpayment to Deposit Account 19-1970. Election to pay the fee should not be taken as an indication that applicant(s) cannot execute a certification.

Certification (37 C.F.R. 1.97(e))
(Applicable only if checked)

The undersigned certifies that:

Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(1).

A copy of the communication from the foreign patent office is enclosed.

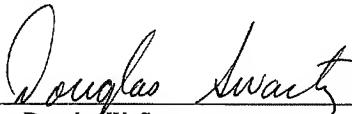
OR

No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(2).

Respectfully submitted,

SHERIDAN ROSS P.C.

By:



Douglas W. Swartz

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Denver, Colorado 80202-5141

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Date: Dec. 14, 2006

Substitute for form 1449A/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application Number	10/673,118
				Filing Date	09-26-2003
				First Named Inventor	Flockhart
				Art Unit	2195
				Examiner Name	AN, MENG AI T
Sheet	1	of	7	Attorney Docket Number	4366-106

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-kind Code ^{2 (if known)}	Publication Date MM-DD-YYYY	Name of Patentee of Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1	4,163,124	07/31/97	Jolissaint	
	2	4,389,400	06/21/83	Ho	
	3	4,567,323	01/28/86	Lottes et al.	
	4	4,737,983	04/12/93	Frauenthal et al.	
	5	4,797,911	01/10/89	Szlam et al.	
	6	4,894,857	01/16/90	Szlam et al.	
	7	5,001,710	03/19/91	Gawrys et al.	
	8	5,097,528	03/17/92	Gursahaney et al.	
	9	5,101,425	03/31/92	Darland	
	10	5,155,761	10/13/92	Hammond	
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	12	5,206,903	04/27/93	Kohler et al.	
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	14	5,274,700	12/28/93	Gechter et al.	
	15	5,278,898	01/11/94	Cambray et al.	
	16	5,291,550	03/01/94	Levy et al.	
	17	5,299,260	03/29/94	Shai0	
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	19	5,335,268	8/2/1994	Kelly Jr. et al.	
	20	5,355,269	10/11/94	Clausen	
	21	5,390,243	02/14/95	Casselman et al.	
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	23	5,444,774	08/06/96	Friedes	
	24	5,469,503	11/21/95	Butensky et al.	
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	32	5,537,470	07/16/96	Lee	
	33	5,537,542	07/16/96	Eilert et al.	
	34	5,544,232	08/06/96	Baker et al.	

Examiner Signature	Date Considered
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Complete if Known	
Application Number	10/673,118
Filing Date	09-26-2003
First Named Inventor	Flockhart
Art Unit	2195
Examiner Name	AN, MENG AI T
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35	5,546,452	08/13/96	Andrews et al.
36	5,592,378	01/07/97	Cameron et al.
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62	5,825,869	10/20/98	Brooks et al.
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66	5,880,720	03/09/99	Iwafune et al.
67	5,881,238	3/9/1999	Aman et al.
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Examiner Signature	Date Considered
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Substitute for form 1449A/PTO

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First Named Inventor	Flockhart
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73	5,926,538	07/20/99	Deryugin et al.
74	5,930,786	07/27/99	Carino, Jr. et al.
75	5,937,051	08/10/99	Hurd et al.
76	5,937,402	08/10/99	Pandilt
77	5,940,496	08/17/99	Gisby et al.
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84	5,974,135	10/26/99	Breneman et al.
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86	5,987,117	11/16/1999	McNeil et al.
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Examiner
SignatureDate
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				First Named Inventor	Flockhart
				Art Unit	2195
				Examiner Name	AN, MENG AI T
				Attorney Docket Number	4366-106

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112	6,259,969	07/10/01	Tackett et al.	
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137	6,560,649	5/6/2003	Mullen et al.	
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139	6,560,649	05/06/03	Mullen et al.	
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				Art Unit	2195
				Examiner Name	AN, MENG AI T
				Attorney Docket Number	4366-106

149	2002/0010587	01/24/02	Pertrushin	
150	2002-0194002	12/19/02	Pertrushin	
151	2005-0071844	03/31/05	Flockhart et al.	
152	2006-00115388	01/19/06	Flockhart et al.	
153	10/946,638		Flockhart et al.	
154	11/069739		Flockhart et al.	
155	11/064367		Flockhart et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ²
		Country Code ³ ; Number ⁴ ; Kind Code ⁵ (if known)	MM-DD-YYYY			
	156	CA 2143198	01/19/95	Telefonaktiebolaget LM Ericsson		
	157	CA 2174762	03/07/96	Motorola, Inc.		
	158	EP 0 501 189 A2	09/02/92	International Business Machines Corporation		
	159	EP 0 740 450 A2	10/30/96	IBM Corp.		
	160	EP 0 772 335 A2	05/07/97	Lucent Technologies Inc.		
	161	EP 0 863 651 A2	09/09/98	Lucent Technologies Inc.		
	162	EP 0 829 996 A2	03/18/98	AT&T Corp.		
	163	EP 0 855 826 A2	09/23/98	Lucent Techs. Inc.		
	164	EP 0 866 407 A1	09/23/98	AT&T Corp.		
	165	GB 2 290 192 A	12/13/1995	Siemens Rolm Communications Inc.		

Examiner Signature		Date Considered
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application Number	10/673,118
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				First Named Inventor	Flockhart
				Art Unit	2195
				Examiner Name	AN, MENG AI T
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	166	GB 2 273 418	6/15/1994	Rockwell International Corporation		
	167	WO 98/56207	12/10/1998	Telefonaktiebolaget LM Ericsson		
	168	WO 96/07141	3/7/1996	Motorola, Inc.		
	169	WO 97/28635	08/07/97	Genesys Telecom. Lab.		

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)		
Examiner Initials*	Cite No.1	
	170	"Product Features," Guide to Call Center Automation, Brock Control Systems, Inc., Activity Managers Series™, Section 5 - Company B120, p. 59, 1992.
	171	"Product Features," Guide to Call Center Automation, CRC Information Systems, Inc., Tel-ATHENA, Section 5 - Company C520, p. 95, 1992.
	172	Dawson, "NPRI's Powerguide, Software Overview" Call Center Magazine (Jun. 1993), p. 85.
	173	"Applications, NPRI's Predictive Dialing Package," Computer Technology (Fall 1993), p. 86.
	174	"Call Center Software You Can't Outgrow," Telemarketing® (Jul. 1993), p. 105.
	175	"VAST™, Voicelink Application Software for Teleservicing®, System Manager User's Guide, Digital Systems (1994), pp. ii, vii-ix, 1-2, 2-41 through 2-77.
	176	GEOTEL Communications Corporation Web site printout entitled "Intelligent CallRouter" Optimizing the Interaction Between Customers and Answering Resources." 6 pages
	177	Examiner's Refusal Decision dated July 4th, 2005 in Japanese Patent App. No. 2000-34266
	178	Examiner's Refusal Decision for Japanese Patent Application No. 2000-34267 dated March 9, 2005 with translation, 4 pages.
	179	Avaya, Inc., "Better Implementation of IP in Large Networks," Avaya, Inc. 2002, 14 pages
	180	Avaya, Inc., "Voice Over IP Via Virtual Private Networks: An Overview," Avaya, Inc., February 2001
	181	"eGain's Commerce 2000 Platform Sets New Standard for eCommerce Customer Communications," Business Wire (Nov. 15, 1999).
	182	"When Talk Isn't Cheap," Sm@rt Reseller, v. 3, n. 13 (Apr. 3, 2000), p. 50.
	183	Chavez, David, et al., "Avaya MultiVantage Software: Adapting Proven Call Processing for the Transition to Converged IP Networks," Avaya, Inc., August 2002
	184	Doo-Hyun Kim et al. "Collaborative Multimedia Middleware Architecture and Advanced Internet Call Center," Proceedings at the International Conference on Information Networking (Jan. 31, 2001), pp. 246-50.

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				Examiner Name	AN, MENG AIT
Sheet	7	of	7	Attorney Docket Number	4366-106

	185	E. Noth et al., "Research Issues for the Next Generation Spoken," University of Erlangen-Nuremberg, Bavarian Research Centre for Knowledge-Based Systems, at http://www5.informatik.uni-erlangen.de/literature/psdir/1999/Noeth99.RIF.ps.gz , 8 pages.
	186	Foster, Robin, et al., "Avaya Business Advocate and its Relationship to Multi-Site Load Balancing Applications," Avaya, Inc., March 2002
	187	John H.L. Hansen et al., "Foreign Accent Classification Using Source Generator Based Prosodic Features," Robust Speech Processing Laboratory, Duke University Department of Electrical Engineering, (undated), pp. 1-4.
	188	L.F. Lamel and J.L. Gauvain, "Language Identification Using Phone-Based Acoustic Likelihoods," ICASSP-94, 4 pages.
	189	Levent M. Arslan et al., "Language Accent Classification in American English," Robust Speech Processing Laboratory, Duke University Department of Electrical Engineering, Technical Report RSPL-96-7, revised 1/29/96, pp. 1-16.
	190	Levent M. Arslan, "Foreign Accent Classification in American English," Dissertation submitted to Department of Electrical Computer Engineering, Graduate School of Duke University, (1996), pp. 1-201.
	191	MIT Project Oxygen, "Pervasive, Human-Centered Computing - Oxygen," MIT Laboratory for Computer Science, (Jun. 2000), pp. 1-15.
	192	Presentation by Victor Zue, "The MIT Oxygen Project," MIT Laboratory for Computer Science, Cambridge, MA (April 25-26, 2000), 9 pages.
	193	Canadian Examiner's Report for Canadian Patent Application No. 2,479,102 dated February 16, 2006 (Attorney's Docket No. 4366-106-CA)
	194	European Examination Report for European App. No. 04255373.5 dated July 21, 2005 (Attorney's Docket No. 4366-106-EP)
	195	Further European Examination Report for European App. No. 04255373.5 dated September 8, 2006 (Attorney's Docket No. 4366-106-EP)

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